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PATENT & TRADEMARK OFFICE JC34 E6
S/N 10/656,932

PATENT

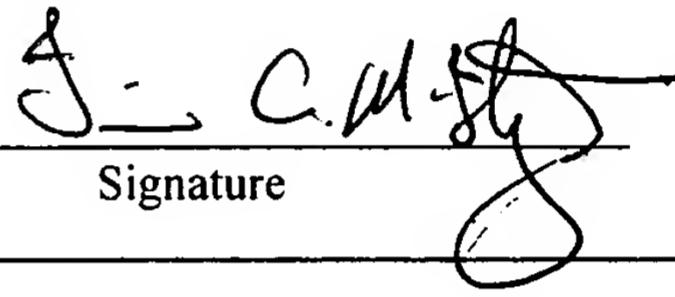
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: M. Maklad et al. Examiner: Unknown
Serial No.: 10/656,932 Group Art Unit: 2874
Filed: September 5, 2003 Docket No.: 1010.8382UU
Title: ARTICLE AND METHOD FOR THE SELECTIVE HYDROGEN LOADING
OF OPTICAL FIBERS

CERTIFICATE UNDER 37 C.F.R. 1.8: The undersigned hereby certifies that this Transmittal Letter and the paper, as described herein, are being deposited in the United States Postal Service, as first class mail, with sufficient postage, in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on April 22, 2004.

Iain A. McIntyre

Name


Signature

PETITION SUBMITTED UNDER 37 C.F.R. § 1.47(a)

Assistant Commissioner for Patents
Washington, D.C. 20231

This petition is submitted along with a partially signed declaration in response to the Notice to File Missing Parts, dated December 11, 2003.

Facts

The pertinent facts are listed below.

1. The present patent application was filed on September 5, 2003, based on Provisional Patent Application Serial No. 60/408745, filed September 6, 2002. The present application was filed with an unsigned declaration. The invention was developed by the inventors as part of their duties while employed by ADC Telecommunications Inc., Eden Prairie, Minnesota. Neither of the inventors remained in the employ of ADC Telecommunications Inc. at the time the present application was filed.
2. A Notice to File Missing Parts was issued by the USPTO on December 11, 2003.

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3. Copies of the application were mailed by the below-signed attorney to both inventors. In particular, a copy of the application, including drawings, declaration and assignment, were sent via certified mail on January 14, 2004, to:

Ms. Melinda Ice-Anderson, 556 West Broadway, Forest Lake, MN 55025.

4. The address used for Ms. Ice-Anderson was her last known address.

5. In the cover letter, Ms. Ice-Anderson was requested to review the application and to execute the declaration and assignment enclosed with the letter. A copy of the cover letter sent to Ms. Ice-Anderson is attached.

6. The package was considered undeliverable by the USPS, and it was returned.

Petition

As is outlined in the facts above, a diligent effort was made to contact Ms. Ice-Anderson and present her with a copy of the application and declaration. This effort failed, and Ms. Ice-Anderson has not been reached. The remaining Applicant submits this petition along with the response to the Notice to File Missing Parts, and requests that the PTO consider the application to be complete.

This petition is accompanied by:

- (A) Declaration signed by the remaining inventor which, according to MPEP § 409.03(a) may be treated as a signature by the remaining inventor on behalf of Ms. Ice-Anderson.
- (B) Evidence supporting the nonavailability of Ms. Ice-Anderson provided in the facts listed above.
- (C) Ms. Ice-Anderson's last known address, provided in paragraph 3 of the Facts, above.
- (D) A petition fee in the amount \$130 according to 37 C.F.R. § 1.17(h)

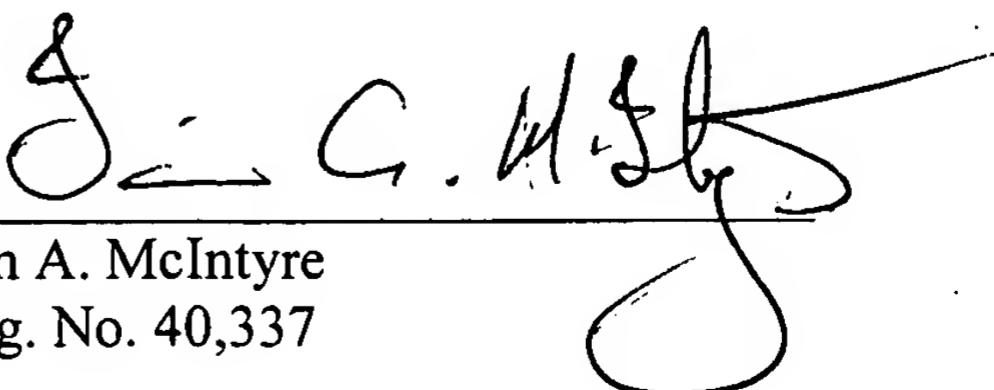
Applicants believe that all requirements of 37 C.F.R. § 1.47(a) have been met.

Should there be any further issues concerning this application, the Office is invited to contact Iain A. McIntyre at 612 436 9610.

Respectfully submitted,

CCVL P.A.
Customer No. 38846

April 22, 2004


Iain A. McIntyre
Reg. No. 40,337



CARLSON, CASPERS, VANDENBURGH & LINDQUIST
INTELLECTUAL PROPERTY LITIGATION & COUNSELING

Iain A. McIntyre, Ph.D.
Direct Dial: 612.436.9610
E-mail: imcintyre@ccvl.com

January 14, 2004

returned

Melinda M. Ice-Anderson
556 West Broadway
Forest Lake, MN 55025

VIA CERTIFIED MAIL

Re: U.S. Patent Application Serial Number 10/656,932 for:
ARTICLE AND METHOD FOR SELECTIVE HYDROGEN LOADING OF
OPTICAL FIBERS
Our Reference No. 1010.8382UU

Dear Ms. Ice-Anderson:

Enclosed is a copy of a Patent Application that was filed on behalf of ADC Telecommunications on September 5, 2003. We believe that you are an inventor on this application. Please review the application and check that you invented the claimed subject matter.

Enclosed are Declaration and Power of Attorney and Assignment forms. Please sign the documents and return them to us at your earliest convenience. We need to file these forms with the U.S. Patent and Trademark office.

If you have any questions, please call or email me. Thank you for your assistance in this matter.

Very truly yours,

Iain A. McIntyre, Ph.D.

IAM/gmb

Enclosures

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